

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,)	
)	No. CR-08-030-JLQ
Plaintiff,)	
)	ORDER GRANTING ORAL MOTION
v.)	FOR RECONSIDERATION AND
)	SETTING CONDITIONS OF
SHELDON THOMAS CAIN,)	RELEASE
)	
Defendant.)	
)	

At the hearing on the Defendant's oral motion for reconsideration, Assistant U.S. Attorney Aine Ahmed appeared for the United States. Defendant was present with Assistant Federal Defender Steve Hormel. Defendant is willing to undergo a chemical dependency evaluation and treatment.

IT IS ORDERED Defendant's oral Motion for Reconsideration (**Ct. Rec. 31**) is **GRANTED**. Defendant's release is subject to the following conditions:

1. Defendant shall not commit any offense in violation of federal, state or local law. Defendant shall advise his supervising Pretrial Services Officer and his attorney within one business day of any charge, arrest, or contact with law enforcement.

2. Defendant shall advise the court and the United States Attorney in writing before any change in address.

1 3. Defendant shall appear at all proceedings and surrender as
2 directed for service of any sentence imposed.

3 4. Defendant shall sign and complete form A.O. 199C before
4 being released and shall reside at the address furnished.

5 5. Defendant shall remain in the Eastern District of
6 Washington while the case is pending. On a showing of necessity,
7 Defendant may obtain prior written permission to leave this area
8 from the United States Probation Office.

9 6. Defendant shall have a curfew of 8:00 p.m. to 7:00 a.m.

10 7. Defendant shall not possess a firearm, destructive device
11 or other dangerous weapon.

12 8. Defendant is further advised, pursuant to 18 U.S.C. §
13 922(n), it is unlawful for any person who is under indictment for a
14 crime punishable by imprisonment for a term exceeding one year, to
15 possess, ship or transport in interstate or foreign commerce any
16 firearm or ammunition or receive any firearm or ammunition which has
17 been shipped or transported in interstate or foreign commerce.

18 9. Defendant shall refrain from the use of alcohol, and the
19 use or possession of a narcotic drug and other controlled substances
20 defined in 21 U.S.C. § 802, unless prescribed by a licensed medical
21 practitioner. There shall be no alcohol in the residence where
22 Defendant is residing. Defendant shall undergo a substance abuse
23 evaluation, as directed by a United States Probation Officer, and
24 complete treatment indicated by the evaluation. Defendant shall be
25 responsible for the cost of testing, evaluation and treatment unless
26 the United States Probation Office should determine otherwise. The
27 United States Probation Office shall also determine the time and
28 place of testing and evaluation and the scope of treatment. If

1 random urinalysis testing is not done through a treatment program,
2 random urinalysis testing shall be conducted through Pretrial
3 Services, and shall not exceed six (6) times per month.

4 10. Defendant shall report to the United States Probation
5 Office before or immediately after his release and shall report as
6 often as they direct, at such times and in such manner as they
7 direct. Defendant shall contact his attorney at least once a week.

8 11. Defendant shall sign a copy of this Order, to be kept in
9 Pretrial Services' file.

10 Defendant is advised a violation of any of the foregoing
11 conditions of release may result in the immediate issuance of an
12 arrest warrant, revocation of release and prosecution for contempt
13 of court, which could result in imprisonment, a fine, or both.
14 Specifically, Defendant is advised a separate offense is established
15 by the knowing failure to appear and an additional sentence may be
16 imposed for the commission of a crime while on this release. In
17 this regard, any sentence imposed for these violations is
18 consecutive to any other sentence imposed.

19 DATED May 16, 2008.

20
21 S/ CYNTHIA IMBROGNO
22 UNITED STATES MAGISTRATE JUDGE

23 READ, UNDERSTOOD AND AGREED TO:

24 _____
25 SHELTON THOMAS CAIN
26
27
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